

Entered - 9-22-00 - sb
CL 00L0586- GWENDOLYN BURNS

CLAIM OF: **SAMUEL FRANKS**
through his attorney,
Daniel Shim,
MORRIS, LOBER & DOBSON, LLC
One Park Towers, Suite 2580
34 Peachtree Street, NW
Atlanta, Georgia 30303

01-R -1815

ADOPTED BY
NOV 19 2001
COUNCIL

For bodily injuries alleged to have been sustained as a result of an automobile accident on May 31, 2000 at the intersection of Jonesboro Road, SE & School Drive, SE.

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION
COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **SAMUEL FRANKS, through his attorney, Daniel Shim, MORRIS, LOBER & DOBSON, LLC** the sum of **\$1,000.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for bodily injuries alleged to have been sustained as a result of an automobile accident on May 31, 2000 at the intersection of Jonesboro Road, SE & School Drive, SE. as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD
CITY ATTORNEY

BY: Rosalind Rubens Newell
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

FAVORABLE REPORT

COMM: _____

DATE: NOV 19 2001

CHAIR: C. J. Mark

Cliff Kinsler

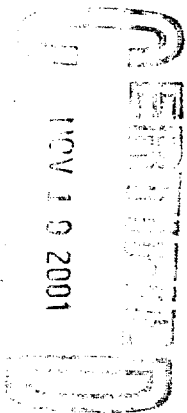
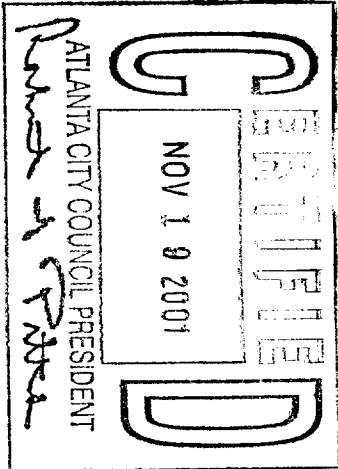
Sharon

Wood

APPROVED

NOV 28 2001

APPROUT SIGNATURE
BY DEPARTMENT OF LAW



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

01-R-1815

A RESOLUTION

**BY PUBLIC SAFETY AND
LEGAL ADMINISTRATION COMMITTEE**

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment, **Samuel Franks through his attorney, Daniel, Morris, Lober & Dobson, LLC** to in the sum of **\$1000.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as **an automobile accident on May 31, 2000 at the intersection of Jonesboro Road, SE & School Drive, SE** as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,


Municipal Clerk, CMC

**ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403**

NOV 19, 2001

NOV 28, 2001

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0586

Date: October 30, 2001

Claimant /Victim SAMUEL FRANKS

BY: (Atty) (Ins. Co.) Daniel Shim, Esq., MORRISS, LOBER & DOBSON, LLC

Address: One Park Tower, 34 Peachtree Street, NW, Suite 2580, Atlanta, Georgia 30303

Subrogation: Claim for Property damage \$ Bodily Injury \$ 84,764.15

Date of Notice: 9/20/00 Method: Written, Proper X Improper

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 5/31/00 Place: Jonesboro Road & School Drive

Department POLICE Division

Employee involved Berry Dampier, Jr. Disciplinary Action: Oral Admonishment

NATURE OF CLAIM: Claimant sustained extensive bodily injuries when his vehicle was struck by a police vehicle that "failed to yield when entering an intersection" while responding to an emergency call. The city driver was cited for same.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral

Pictures Diagrams Reports: Police X Dept Report Other

Traffic citations issued: City Driver X Claimant Driver X

Citation disposition: City Driver Claimant Driver

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial

Improper Notice More than Six Months Other Damages reasonable

City not involved Offer rejected Compromise settlement X

Repair/replacement by Ins. Co. Repair/replacement by City Forces

Claimant Negligent City Negligent X Joint Claim Abandoned

Respectfully submitted,


INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 1,000.00 Adverse Account charged: 1A01 X 2J01 2H01

Claims Manager:  Concur/date 10-31-01

Committee Action: Council Action

RCS# 3296
11/19/01
5:15 PM

Atlanta City Council

Regular Session

MULTIPLE

Favorable Claims; Public Safety Items
1 through 18
ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 3

Y McCarty	B Dorsey	Y Moore	Y Thomas
B Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	B Morris	Y Maddox	Y Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

01-R-1809
01-R-1810
01-R-1811
01-R-1812
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01-R-1854

MULTIPLE